

1 RENE L. VALLADARES
Federal Public Defender
2 State Bar No. 11479
HEIDI A. OJEDA
3 State Bar No. 12223
Assistant Federal Public Defender
4 411 E. Bonneville Avenue, Suite 250
Las Vegas, Nevada 89101
5 (702) 388-6577/Phone
(702) 388-6261/Fax
6

7 Attorneys for Esmedia Baytoc Gummerson

8 UNITED STATES DISTRICT COURT
9 DISTRICT OF NEVADA

10 * * *

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 vs.

14 ESMEDIA BAYTOC GUMMERSON,

15 Defendant.
16

2:12-mj-00380-CWH

STIPULATION TO QUASH WARRANT
AND CONVERT CLASSES TO
COMMUNITY SERVICE
(First Request)

17 IT IS HEREBY STIPULATED AND AGREED, by and between Daniel G. Bogden, United
18 States Attorney, and Nadia J. Ahmed, Assistant United States Attorney, counsel for the United States
19 of America, and Rene L. Valladares, Federal Public Defender, and Heidi A. Ojeda, Assistant Federal
20 Public Defender, counsel for defendant ESMEDIA BAYTOC GUMMERSON, that the bench
21 warrant issued on December 17, 2013, be quashed, that Mrs. Gummerson's course obligations be
22 convert to community service and that this matter be set for a status hearing now sooner than sixty
23 (60) days.

24 This Stipulation is entered into for the following reasons:

25 1. Mrs. Gummerson has been unemployed and struggling financially for several years.
26 Undersigned has been unable to remain in contact with her due to her frequently changing residences
27 and her inability to afford her monthly cell phone bill. In addition to her unemployment and strained
28

///

1 finances, her husband is seriously ill and unable to work or preform his activity of daily life without
2 the assistance of Mrs. Gummerson.

3 2. Mrs. Gummerson recently was able to obtain a phone number and a permanent mailing
4 box. She has contacted the undersigned and explained that although she is still unemployed, she has
5 reached some stability in her life and would like to resolve the outstanding warrant and the remaining
6 obligations of her case.

7 3. Based upon Mrs. Gummerson's initiative in contacting the undersigned and her desire to
8 resolve this case, the parties request that the bench warrant issued in this case be quashed.

9 4. The only outstanding obligations are a \$10 penalty assessment and completion of the DUI
10 and VIP classes. Given Mrs. Gummerson's personal situation, the parties request that this Court
11 waive the \$10 penalty assessment and convert the DUI and VIP course obligations to 50 hours of
12 community service. This conversion will allow Mrs. Gummerson to be able to complete the
13 obligations of the Court without imposing a significant financial obligation on her and her husband
14 (the combined total of the courses is at least \$150.00).

15 5. The parties further request that this Court set this matter for status check within 60 days
16 to allow Mrs. Gummerson time to complete the 50 hours of community service.
17 This is the first request to quash warrant and convert classes to community service.

18 DATED this 6th day of May, 2015.

19
20 RENE L. VALLADARES
21 Federal Public Defender

DANIEL G. BOGDEN
United States of America

22 */s/ Heidi A. Ojeda*

/s/ Nadia Janjua Ahmed

23 By: _____

By: _____

24 HEIDI A. OJEDA
25 Assistant Federal Public Defender
Counsel for Esmedia Baytoc Gummerson

NADIA JANJUA AHMED
Assistant United States Attorney
Counsel for the Plaintiff

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ESMEDIA BAYTOC GUMMERSON,

Defendant.

Case No.: 2:12-mj-00380-CWH

FINDINGS OF FACT, AND ORDER

FINDINGS OF FACT

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. Mrs. Gummerson has been unemployed and struggling financially for several years. Undersigned has been unable to remain in contact with her due to her frequently changing residences and her inability to afford her monthly cell phone bill. In addition to her unemployment and strained finances, her husband is seriously ill and unable to work or preform his activity of daily life without the assistance of Mrs. Gummerson.

2. Mrs. Gummerson recently was able to obtain a phone number and a permanent mailing box. She has contacted the undersigned and explained that although she is still unemployed, she has reached some stability in her life and would like to resolve the outstanding warrant and the remaining obligations of her case.

3. Based upon Mrs. Gummerson's initiative in contacting the undersigned and her desire to resolve this case, the parties request that the bench warrant issued in this case be quashed.

4. The only outstanding obligations are a \$10 penalty assessment and completion of the DUI and VIP classes. Given Mrs. Gummerson's personal situation, the parties request that this Court waive the \$10 penalty assessment and convert the DUI and VIP course obligations to 50 hours of community service. This conversion will allows Mrs. Gummerson to be able to complete the

///

1 obligations of the Court without imposing a significant financial obligation on her and her husband
2 (the combined total of the courses is at least \$150.00).

3 5. The parties further request that this Court set this matter for status check within 60 days
4 to allow Mrs. Gummerson time to complete the 50 hours of community service.

5 **ORDER**

6 IT IS FURTHER ORDERED that the bench warrant issued on December 17, 2013, be
7 quashed, that Mrs. Gummerson's course obligations be converted to community service, and a
8 status hearing be set for August 4, 2015 at the hour of 1:30 p.m.

9
10 DATED 11th day of May, 2015.

11
12
13 
14 _____
15 UNITED STATES MAGISTRATE JUDGE
16
17
18
19
20
21
22
23
24
25
26
27
28